

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

RUTHANNA SHIRLEY, JOHNATHAN  
HONE, CARLY PETERS, CHARLES  
FRADY, MARCUS SANCHEZ, MORGAN  
WINES, SAMUEL KOLB, STEPHEN J.  
ANDERSON, THOMAS MOATS,  
TRENTON DE BOER, DONALD BRADLEY  
ALLEN, JOSHUA BELTZ, ERIC OSWALD,  
DREW DELOZIER, LINDA LOPEZ, PAUL  
CHERRY, ISAAC STUTES, JULI  
ANDERSON,

Plaintiffs,

v.

WASHINGTON STATE DEPARTMENT OF  
FISH AND WILDLIFE, a Washington State  
Governmental Agency, KELLY SUSEWIND,  
an individual, AMY WINDROPE, an  
individual, LONNIE SPIKES, an individual,  
STEVE BEAR, an individual, CRAIG  
BURLEY, an individual,

Defendants.

No. 3:23-cv-05077-DGE

**DECLARATION OF MARY PETERSON  
IN SUPPORT OF DEFENDANTS'  
MOTION TO EXCLUDE OPINIONS OF  
HARVEY RISCH**

Pursuant to 28 U.S.C. § 1746, the undersigned hereby declares that:

1. I am an attorney with the firm of Hillis Clark Martin & Peterson P.S., which  
represents Defendants in this action. I have personal knowledge of the matters set forth in this  
declaration and am competent to testify in this matter.

*DECLARATION OF MARY PETERSON IN SUPPORT OF  
DEFENDANTS' MOTION TO EXCLUDE OPINIONS OF  
HARVEY RISCH  
(3:23-CV-05077-DGE) - 1*

**HILLIS CLARK MARTIN & PETERSON P.S.**  
999 Third Avenue, Suite 4600  
Seattle, WA 98104  
Tel: (206) 623-1745  
Fax: (206) 623-7789

1           2.       Attached as Exhibit A is a copy of the report of Dr. Harvey Risch, dated  
2 November 28, 2024.

3           3.       Attached as Exhibit B is a copy of the rebuttal report of Dr. Harvey Risch, dated  
4 January 10, 2025.

5           4.       Attached as Exhibit C are excerpts from the deposition of Dr. Harvey Risch that  
6 was taken on January 29, 2025.

7           5.       Attached as Exhibit D is a copy of the report of Dr. John Lynch (attachments  
8 omitted), dated November 27, 2024.

9           6.       Attached as Exhibit E is a copy of the rebuttal report of Dr. John Lynch, dated  
10 January 14, 2025.

11  
12  
13           I hereby declare, under the penalty of perjury under the laws of the United States of  
14 America, that the foregoing is true and correct.

15           Executed on this 13th day of February, 2025, at Seattle, Washington.

16  
17  
18                           By: s/Mary Peterson  
19                           MARY PETERSON

1 **CERTIFICATE OF SERVICE**

2 I hereby caused to be served a true and correct copy of the foregoing document by method  
3 indicated below and addressed to the following:

4 Nathan J. Arnold, WSBA, #45356  
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7 Seattle, WA 98101  
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8 Dennis McGlothin, WSBA #28177  
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11 *Counsel for Plaintiff*

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15 Seattle, WA 98101  
16 [bruce@rbrucejohnston.com](mailto:bruce@rbrucejohnston.com)  
17 (206) 799-4221

17 *Of Counsel to Attorney for Plaintiffs*

18 I certify under penalty of perjury under the laws of the State of Washington that the  
19 foregoing is true and correct.

20 DATED this 13th day of February, 2025, at Seattle, Washington

21 HILLIS CLARK MARTIN & PETERSON P.S.

22 *s/Sopheary Sanh*  
23 Sopheary Sanh, Legal Assistant  
24 [sopheary.sanh@hcmp.com](mailto:sopheary.sanh@hcmp.com)

25  
26 *DECLARATION OF MARY PETERSON IN SUPPORT OF  
DEFENDANTS' MOTION TO EXCLUDE OPINIONS OF  
HARVEY RISCH  
(3:23-CV-05077-DGE) - 3*

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